

APR 18 2002

ATTORNEY'S DOCKET NO.: V0139/7038 (HCL/MAT)

Date of Mailing: April 9, 2002

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995. See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/477,392
Filing Date	January 4, 2000
First Named Inventor	Nicholas H. Heintz
Group Art Unit	1645
Examiner Name	Robert A. Zeman

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This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. **NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, you may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) instead of an RCE to be eligible for the patent term adjustment provisions of the AIPA.

1. Submission required under 37 C.F.R. § 1.114

a. Previously submitted

- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on (Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other _____

b. Enclosed is/are:

- i. ☒ Amendment/Reply in response to the Office Action mailed October 9, 2001 and the Advisory Action mailed March 18, 2002 (including Appendix A – Marked up Specification and Claims; and Appendix E (Current Protocols in Human Genetics – 3 pages)
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☒ Other –
Appendix B - GenBank Accession No. AC005586 September 2000 version (front page);
Appendix C-1 - GenBank Accession No. AC005586 Revision History;
Appendix C-2 - GenBank Accession No. AC005586 September 1998 version (entire);
Appendix D - Declaration of Nicholas H. Heintz (including Exhibits 1, 2 and 3)

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of ____ months. (Period of suspension shall not exceed 3 months) and the Fee of \$130.00 under 37 C.F.R. § 1.17(i) is enclosed.
- b. ☐ Other _____

3. ☒ Applicant claims small entity status, See 37 CFR 1.22.

4. Fees - The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☒ Enclosed is a check in the amount of \$775.00 which covers:
 - i. ☒ RCE fee required under 37 C.F.R. § 1.17(e) (\$370.00)
 - ii. ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17) three month extension of time minus a one month extension of time previously paid for (\$460.00 - \$55.00 = \$405.00)
 - iii. ☐ Other _____
- b. ☐ Please charge Deposit Account No. 23/2825 in the amount of \$ _____ which covers:

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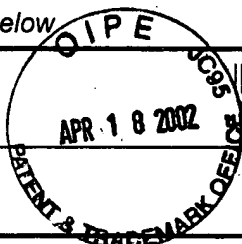
- ☐ RCE fee required under 37 C.F.R. § 1.17(e)
☐ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
☐ Other

5. If the filing of this RCE necessitates an extension of time under 37 CFR §1.136(a), the applicant hereby requests such extension of time.
6. If there is no check enclosed, or if the amount of the enclosed check in this RCE is incorrect, the Director is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 23/2825.

7. CORRESPONDENCE ADDRESS

Correspondence address below

CUSTOMER NUMBER:



23628

OR

AGENT'S NAME	Maria A. Trevisan, Reg. No. 48,207				
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8. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

NAME	Maria A. Trevisan, Reg. No. 48,207
SIGNATURE	
DATE	April 9, 2002

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to **BOX RCE**, Commissioner for Patents, Washington, D.C. 20231, on the 9th day of April, 2002.

Maria A. Trevisan, Reg. No. 48,207